

## WILSON SUES THREE MEN FOR TWENTY ONE THOUSAND

W. C. Oestreich, William F. A. Gierke and Adolpho Didier are made defendants in damage suits today.

### PLAINTIFF ALLEGES MALICIOUS PROSECUTION

Mr. George N. Wilson, through his attorneys, Marion and Wood, today filed two suits in the district court, asking damages in the sum of \$20,000 and costs against W. C. Oestreich and William F. A. Gierke of Albuquerque and Adolpho Didier of Denver. Oestreich and Gierke are parties to one action, while Didier is the sole defendant in the other action. The suits filed today are the result of the arrest of Mr. Wilson ten days ago under a complaint issued by Didier, who said "Wilson had embezzled funds from the New Mexico Silver Syndicate company incorporated. The case against Wilson was dismissed upon motion of the district attorney, which he was authorized to make.

The suit filed today against Oestreich and Gierke alleges that the defendants planned, concerted and conspired together for the purpose of causing to be instituted the unlawful and malicious prosecution of the plaintiff and upon false and unsworn statements to procure his arrest, disgrace and degradation among and before his friends and acquaintances in and about Albuquerque. The complaint further alleges that the defendants, Oestreich and Gierke, caused and procured Adolpho Didier to make a wrong and malicious complaint before a justice of the peace, Wilson, of the crime of larceny or larcies, and also accused him with the crime of embezzlement. The plaintiff further alleges that to his great distress and shame he was arrested by an officer, following the complaint sworn to by Didier, and was taken through the public streets of Albuquerque under arrest, shame and before his friends and acquaintances.

It is claimed that the notions of Oestreich and Gierke were wrong, wanton and malicious and the plaintiff alleges he suffered great anguish of mind that the arrest and prosecution was accomplished without any lawful cause and with the object of disgracing as it degrading his character. Therefore the plaintiff seeks damages in the sum of \$20,000.

The complainant against Didier is also the same in that that against Oestreich and Gierke. Didier is accused of making unlawful, wrong and malicious charges against Wilson of embezzlement of \$2,000 of the funds of a corporation, which charges, if proved, were proved to be without foundation. Damages in the sum of \$20,000, costs and attorney's fees, are asked of Didier.

### TOO LATE TO CLASSIFY

FROM RENT—Modern houses close in, 4, 5, 6 and 8 rooms; also store rooms; W. H. McMillion, 215 West Gold, 27-p.

FROM RENT—Furnished houses, 4, 5, and 7 rooms, also store rooms for boarders; W. H. McMillion, 214 West Gold, 27-p.

MONEY TO LOAN on good real estate, \$200, \$200, \$300, \$500, \$1,000, \$2,000, W. H. McMillion, 215 West Gold.

27-p.

27-p.

## COMMITTEE GOES TO INVESTIGATE PAVING PLANS

City Engineer Gladding, Alderman Thomas Isherwood and Jacob Korber have left on junketing trip.

### WILL VISIT DENVER, PUEBLO AND EL PASO

A committee consisting of City Engineer James Gladding, Alderman Thomas Isherwood and Jacob Korber will be on a several day's junket for the purpose of investigating different kinds of paving now in use in various cities in the southwest and of sending into the several plains states for the various municipalities in initiating the improvement work. The committee will visit Denver, Pueblo, Colorado Springs and will probably go to El Paso or return to Albuquerque. The trip is being made because of the action of the city council recently in authorizing a paving district to be established to consist of the streets between Broadway and Sixth Avenue, Second and Third and Silver on Second. The investigation work to be done by the investigating committee will be thorough in every respect and a report will be forthcoming soon after the arrival of the members in Albuquerque on the return trip. The committee will endeavor to profit by the mistakes of other towns have made and secure for Albuquerque the best possible paving under the most possible system of finance.

## OLD TIME RESIDENT DIES EARLY TODAY

Mrs. Anna B. Fox, Who Came to Albuquerque Before Railroad, Passes Away at 2:45 This Morning.

After suffering from dropsy for more than a year Mrs. Anna B. Fox, wife of W. P. Fox, of 625 South Main, died at the family home at 2:45 o'clock this morning. Mrs. Fox was 56 years old and came to Albuquerque with Ms. Fox as a bride nearly thirty years ago, during the coming of the railroad. Had she lived until August 1 of this year, Mrs. Fox and her husband would have celebrated their twenty-ninth wedding anniversary. Mrs. Fox was born in Bloomington, Ill. She leaves a husband and three daughters, Florence, Isabelle and Evelyn.

The deceased was an ideal homemaker, all her interests being centered in her family. She was mighty respected by her neighbors and friends, and many will sincerely regret her passing.

The funeral will be held tomorrow morning at 10 o'clock with services in the Congregational church. Rev. Raymond B. Tolbert officiating. Burial will be in Fairview cemetery. The body will be in state at the Fox residence until the funeral procession is ready to leave for the church. Friends of the family may view the remains between 9 and 9:45 tomorrow morning.

## VETERAN RAILROAD MAN ACCOMPLISHED DIFFICULT FEAT

Charles Flynn, Who Isn't Young Any More, Climbed to Summit of Mount Long in Colorado.

Judge Charles Flynn, a retired railroad man, who was the first engineer to pull a freight engine out of Albuquerque over the old Atlantic and Pacific, has returned to the city from "coughing" on several weeks in the Colorado mountains. With a party of four, Flynn proceeded to rail and stage, and finally by foot to Mt. Long. This peak is 14,270 feet high, and much of the trip was above timber line. Snow stores of feet in thickness was encountered by the climbers. The mountain is so steep toward the summit that even burro trails are impracticable, and climbing to hand and man in many places is a difficult matter. The combination of hard climbing and rare air in the region has cost several people their lives through heart failure, and Mr. Flynn states that his party had to stop about every forty feet to get a good breath, even on comparatively level ground. Mr. Flynn was justice of the peace at Winslow for something like twenty years, since he resided here.

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## SANTA FE ENGINEER TUMBLES FROM THE LIMITED

G. L. Swearington Walks Off on Running Board to Make Repairs and is Perpetuated to Ground Below.

### SPECIAL TELEGRAM TO Evening Herald

Los Angeles, N. M., July 25.—G. L. Swearington, engineer of the Santa Fe Limited, tumbled off the running board to the ground below on the "Limited" while en route to Chicago. The engineer went out on the running board with a lantern in his hand, presumably to make some repairs. It was several moments later that Harry Thomas, the conductor, noticed that Swearington was not on the train. The train was stopped and a search made for the missing man. He was found on the ground, where he had fallen, having been thrown from the train. Swearington is still in a dazed condition and unable to tell what happened to him.

### BUFFALO BILL GOES INTO ARIZONA OIL

Col. W. F. Cody at Head of Concern Which Intends to Open Up New Fields Near Arlington; Will Drill 3,000 Feet.

Phoenix, Ariz., July 25.—The latest oil project to be started is one which is just being given its inception by Col. W. F. Cody, better known as Buffalo Bill, who has organized and placed himself at the head of a company which is ready to begin drilling at a point about 25 miles east of Arlington and a short distance north of the Southern Pacific main line in Maricopa county.

A complete drilling outfit is on the ground and work will commence in a few days. Colonel Cody's company is prepared to go down 3,000 feet if necessary to test the oil bearing possibilities of the claims.

Townley Denies It All.

Winona, Minn., July 25.—When shown the dispatch from Washington this afternoon at his office, Mr. Townley denied it.

The matter is all green to me, I do not know, Mr. Townley of the Chicago Tribune nor Mr. George O. Mayhew on any other news, I never before heard of the Fifteenth Missouri and have nothing whatever of any mail privilege which is ever sought or obtained.

Who did you want the books, asked the attorney.

To open eyes to this committee, if they were used evidence.

Mr. Keedey said he became convinced that he had purchased a gold brick but something had happened since he came to Washington in the last week, and changed his mind.

Mr. Keedey denies it all.

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Holding sales prevented us from participating in the business of other grain, September started 1st lower at 1-1/2 advance to 62, 5-1/2 and rose to 62, 5-1/2 on 6-2-2. The close was firm, though 5-1/2 was not far below.

The provision market became stronger with hams. Pig sides were 21-3/4 to 22-1/2, September delivery going to 81-5/8 for pork, 83-5/8 for ham and 88-5/8 for ribs.

The market closed firmly.

NEWARK ESCAPE FOR  
400 CHILDREN

### BY EVENING HERALD A. P. LEASED WIRE

Whitfield, Kan., July 25.—The life of nearly 400 children were threatened by a fire which started from an electric light wire late last night on the third floor of the state hospital for the feeble-minded. The building, which was used as a dormitory, was destroyed.

All of the patients were marched out in safety. Few of them apparently realized what the proceedings meant.

ROCKEFELLER IS COMING  
WEST FOR HIS HEALTH

### BY EVENING HERALD A. P. LEASED WIRE

Cheyenne, Wyo., July 25.—John D. Rockefeller has made arrangements to go to Durango Springs, near Custer, Wyo., for his health.

GOVERNMENT MEN WORK  
ON SOCORRO CASE

### SPECIAL TELEGRAM TO Evening Herald

Socorro, N. M., July 25.—Two government detectives are in Socorro working on the case in which two mail pouches were stolen from the Santa Fe station last Friday night.

The only new lead that has been developed is that a coat had been found believed to have been the property of one of the robbers. The coat was made in Los Angeles.

At one time the mother and daughter after removing to New York won the suspicion of people prominent in the Four Hundred, but stories are told how each new friend dimmed them on hearing of the mother's past. Miss Grigsby is anxious to be an author and has written a book about herself, which she has entitled "I."

COLD WAVE IN NEBRASKA.

By Evening Herald A. P. Leased Wire

Norfolk, Neb., July 25.—The cold wave in this vicinity became rather pronounced when the mercury today dropped to 44.

PERSONALS.

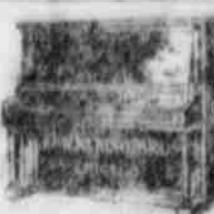
Don Curnish, captain and shortstop for the Albuquerque Grays, left this morning for Las Vegas, where he will (do) with the Macons against Raton on July 27 and 28.

There was filed with the district court today a petition entered by United States Attorney D. J. Leahy asking that the court appoint three disinterested assessors to place a valuation upon the lands which have been condemned by the government upon the lots facing reservation for the purpose of building a government school building.

There will be a farewell reception for Mr. and Mrs. W. D. Sterling and family in the First Avenue Methodist church tomorrow evening, beginning at 8 o'clock. Mr. Sterling, for several years superintendent of the Albuquerque city schools, will soon leave for North Dakota, where he will become superintendent of the school system there.

MOUNTAIN LION ARE  
KILLING STOCK.

Mountainair, N. M., July 25.—Two mountain lions visited the ranch of Charles Noble, south of Mountainair, one night last week and killed two colts. Part of the carcasses were eaten and the remainder was dragged a considerable distance and buried. Tracks of the lions indicate that the animals were very large ones. Tex Craven and Francis Joyner are camped in the vicinity in an attempt to trap the marauders.



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## NEWSPAPERS PUT UP MONEY TO BUY BOOKS

Keeley, of Chicago Tribune, Tells Lorimer Investigation Committee How He Obtained Information.

### BY EVENING HERALD A. P. LEASED WIRE

Washington, July 25.—James Keeley of the Chicago Tribune today told Senator Samue Lorimer committee that George O. Glavis, recently arrested on a charge of embezzlement, was at his (Keeley's) request authorized to talk自由地 to him. Glavis claimed he would show that Lorimer was not on the train. The train was delayed and a search made for the missing man. He was found on the ground, where he had fallen, having been thrown from the train. Glavis is still in a dazed condition and unable to tell what happened to him.

Mr. Keeley told the Glavis story in response to questions from Lorimer's counsel. The witness testified that Lorimer was not on the train. The train was delayed and a search made for the missing man. He was found on the ground, where he had fallen, having been thrown from the train. Glavis is still in a dazed condition and unable to tell what happened to him.

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